

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

PEARLINA S. STORY Administrator of the)	
Estate of Stanton T. Story,)	No. 2:24-cv-00259-RJC-MPK
)	
Plaintiff,)	
)	Judge Robert J. Colville
vs.)	Magistrate Judge Maureen P. Kelly
)	
S.C.I. PHOENIX MEDICAL)	
DEPARTMENT, ANTHONY LETIZIO,)	
M.D., SUPERINTENDENT JOSEPH)	
TERRA, and ABDUL KHAN, M.D.,)	
)	
Defendants.)	

ORDER OF COURT

Before the Court is the Honorable Maureen P. Kelly's March 14, 2024 Report and Recommendation (ECF No. 2) in which she recommends that this matter be transferred to the Eastern District of Pennsylvania. Objections to Judge Kelly's Report and Recommendation were due by April 1, 2024. No objections were filed, and the matter is now ripe for disposition.

The district court must make a *de novo* determination of those portions of the Report and Recommendation to which objections are made. 28 U.S.C. § 636(b)(1)(C); *see also Henderson v. Carlson*, 812 F.2d 874, 877 (3d Cir. 1987). This Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge. The district court judge may also recommit the matter to the magistrate judge with instructions.

Upon review of the March 14, 2024 Report and Recommendation as well as a review of the entire record in this matter, the Court agrees with the well-reasoned analysis set forth in Judge Kelly's Report and Recommendation. Therefore, the Court will adopt the Report and Recommendation. As such, the following order is entered:

IT IS HEREBY ORDERED that the Report and Recommendation (ECF No. 2) of Judge Kelly dated March 14, 2024, is ADOPTED as the Opinion of the Court;

IT IS FURTHERE ORDERED that the Clerk of Court should immediately transfer this matter to the Eastern District of Pennsylvania. The Clerk of Court shall mark this case CLOSED.

BY THE COURT:

/s/Robert J. Coville
Robert J. Colville
United States District Judge

Dated: July 9, 2024

cc: The Honorable Maureen P. Kelly
United States Magistrate Judge

Pearlina S. Story
1447 Foliage Street
Wilkinsburg, PA 15221

All counsel of record via CM/ECF